

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
DERON WARFIELD	:	VIOLATIONS: 18 U.S.C. § 924(a)(1)(A) (false statements - 14 counts)

INDICTMENT

COUNTS ONE THROUGH FOURTEEN

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. South Philadelphia Gun Shop (South Philadelphia), 1144 South 9th Street, Philadelphia, Pennsylvania, possessed a federal firearms license (FFL) and was authorized to deal in firearms and ammunition.
2. South Philadelphia Archery and Gun Club (Archery and Gun Club), 831-33 Ellsworth Street, Philadelphia, Pennsylvania, possessed an FFL and was authorized to deal in firearms and ammunition.
3. Colosimo's Inc. Gun Shop, 933 Spring Garden Street (Colosimo's), Philadelphia, Pennsylvania, possessed an FFL and was authorized to deal in firearms and ammunition.
4. Lou's Loan, 29 South 69th Street, Upper Darby, Pennsylvania, possessed an FFL and was authorized to deal in firearms and ammunition.

5. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations, promulgated under the authority of Chapter 44, Title 18, United States Code, govern the manner in which FFL holders are permitted to sell firearms and ammunition.

6. The rules and regulations governing FFL holders required that a person seeking to purchase a handgun fill out a “Firearms Transaction Record,” ATF Form 4473. Part of the Form 4473 requires that the prospective purchaser certify that all of his or her answers on the Form 4473 are true and correct. The Form 4473 contained language warning that falsely certifying that the purchaser was the actual buyer of the firearm “is a crime punishable as a felony.”

7. FFL holders were required to maintain a record, in the form of a completed Form 4473, of the identity of the purchaser of firearms sold by the FFL holders, including the buyer’s home address.

8. Between on or about November 10, 2001 and on or about May 8, 2003, inclusive, defendant DERON WARFIELD acted as a “straw” purchaser of 17 firearms for another individual known to the grand jury.

9. On or about the dates specified below, in Philadelphia, in the Eastern District of Pennsylvania defendant

DERON WARFIELD,

in connection with the acquisition of each of the firearms listed below from the FFL holders listed below, knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in the FFL holders’

records, in that defendant DERON WARFIELD falsely represented on the Form 4473 that he was the actual buyer of the firearm(s) and that his address was 5450 Wissahickon Avenue, Philadelphia, Pennsylvania, when in fact the defendant knew these representations to be false:

<u>COUNT</u>	<u>PURCHASE DATE</u>	<u>FIREARM(S) PURCHASED</u>	<u>FFL HOLDER</u>
1	11/10/2001	Taurus, Model 445, .44 caliber revolver, serial #RE650938	South Philadelphia
2	11/13/2001	Bryco, Model Bryco 38, .380 caliber pistol, serial # 1320213A	Archery & Gun Club
3	11/13/2001	Keltec, Model P-40, .40 caliber pistol, serial # 103087, and a Rossi, Model 461 .357 caliber revolver, serial # TH834223	South Philadelphia
4	2/16/2002	Hi-Point , Model C9, 9millimeter pistol , serial # P100414	Archery & Gun Club
5	2/16/2002	Jennings, Model J25 .25 caliber pistol, serial #1257154	South Philadelphia
6	9/14/2002	Ruger, Model P-9, 9 millimeter pistol , serial # 314-53879	Colosimo's
7	9/14/2002	Sig Sauer, Model P239, 40 pistol, serial number SA4-62210 and a Kahr Arms, Model K40, 40 pistol, serial # DF3137	Archery & Gun Club
8	9/23/2002	Smith & Wesson Model 908, 9 millimeter pistol, serial # VJN5484	Archery & Gun Club
9	11/2/2002	Glock, Model 19, 9 millimeter pistol, serial # DZT556US and a Glock Model 32C, .357 caliber pistol, serial # ECH770US	Archery & Gun Shop
10	11/2/2002	Jennings, J22, .22 caliber pistol, serial # 1114552	South Philadelphia
11	12/4/2002	Beretta, Model 950, .25 caliber automatic pistol, serial # BU337889V	Archery & Gun Shop

<u>COUNT</u>	<u>PURCHASE DATE</u>	<u>FIREARM(S) PURCHASED</u>	<u>FFL HOLDER</u>
12	12/4/2002	Beretta, Model 92FS , 9mm pistol, serial # BER143264Z	Lou's Loan
13	2/8/2003	Beretta, Model 92FS Compact, 9mm pistol, serial #BER159939	South Philadelphia
14	5/8/2003	Rossi, Model R-351, .38 caliber revolver, serial # WC78884	Colosimo's

All in violation of Title 18, United States Code, Section 924(a)(1)(A).

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**